

June 9, 2006

VIA HAND DELIVERY

Alessandro A. Iuppa, Superintendent
Attn.: Vanessa J. Leon, Docket No. INS-06-900
Bureau of Insurance
124 Northern Avenue
Gardiner, ME 04345

RE: In re Review of Aggregate Measurable Cost Savings Determined by Dirigo Health for the Second Assessment Year
Docket No. INS-06-900

Dear Ms. Leon:

Enclosed for filing in the above-referenced matter please find the Motion of the Maine Automobile Dealers Association Insurance Trust To Intervene as a Matter of Right.

Thank you for your attention to this matter.

Very truly yours,


Bruce C. Gerrity

Enclosure

cc: Dirigo Health Agency (via hand delivery)
Christopher T. Roach, Esq.
William H. Stiles, Esq.
D. Michael Frink, Esq.
William H. Laubenstein, III, Esq.
Joseph P. Ditre, Esq.

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STATE OF MAINE
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION
BUREAU OF INSURANCE

IN RE: REVIEW OF AGGREGATE)	
MEASURABLE COST SAVINGS)	MOTION OF THE MAINE
DETERMINED BY DIRIGO)	AUTOMOBILE DEALERS
HEALTH FOR THE SECOND)	ASSOCIATION INSURANCE
ASSESSMENT YEAR)	TRUST TO INTERVENE
)	AS A MATTER OF RIGHT
DOCKET NO. INS-06-900)	

NOW COMES the Maine Automobile Dealers Association Insurance Trust ("MADAIT"), by and through their undersigned counsel, and, pursuant to 5 M.R.S.A. § 9054(1), Bureau of Insurance Rule Chapter 350, and the Superintendent's Notice of Pending Proceeding and Hearing dated April 26, 2006, moves to intervene in this proceeding as a matter of right. In support of this motion, MADAIT states as follows:

1. Under 5 M.R.S.A. § 9054(1), a party is entitled to intervene as a matter of right in an proceeding conducted by the Superintendent when that person "show[s] that he is or may be, or is a member of a class which is or may be, substantially and directly affected by the proceeding."

2. MADAIT is a multiple employer welfare arrangements ("MEWA") that secures health insurance for approximately 3,200 employee participants, and approximately 5,800 insurable lives.

3. MADAIT was an intervenor in the recent proceedings before the Dirigo Health Agency Board of Directors to determine aggregate measurable cost savings for the second assessment year.

4. MADAIT employs a third-party administrator ("TPA") to manage and administer its health insurance programs. Under 24-A M.R.S.A. §§ 6913(2)-(3), MADAIT's TPA will, by virtue of the Dirigo Health Board of Directors' determination of aggregate measurable cost savings of \$42,270,000, subject to savings offset surcharges of up to 4% of paid claims.

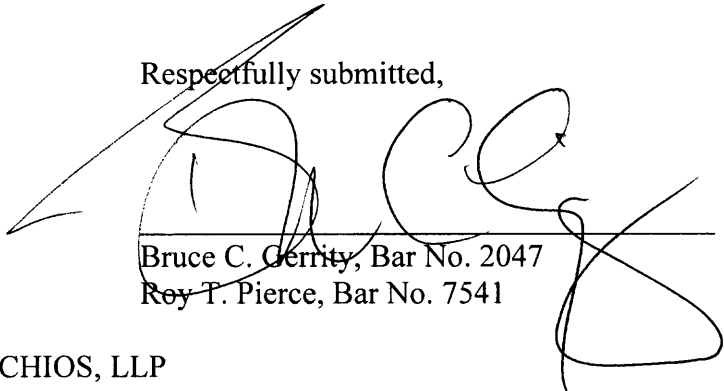
5. Any such savings offset surcharges will be passed on by the TPA to MADAIT. Because it does not have reserves to pay the costs passed on by the TPA, MADAIT will, in turn, be forced to pass those costs on to its participants. Therefore, any savings offset surcharge will *necessarily* result in higher health insurance costs to MADAIT's employee participants.

6. Accordingly, MADAIT, its members, and its participants are substantially and directly affected by this proceeding. In the alternative, for the foregoing reasons, MADAIT should be granted intervenor status pursuant to 5 M.R.S.A. § 9054(2), as a full participant in this proceeding.

WHEREFORE, the Maine Automobile Dealers Association Insurance Trust respectfully requests that the Superintendent grant it intervenor status with the right to fully participate in this proceeding.

Dated: June 9, 2006

Respectfully submitted,



Bruce C. Gerrity, Bar No. 2047
Roy T. Pierce, Bar No. 7541

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